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Filing date: **01/21/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91171425
Party	Defendant Michael Foods of Delaware, Inc.
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Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Dean R. Karau
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Date	01/21/2009
Attachments	Joint Motion 20090121161416.pdf (3 pages)(101040 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

PPC MARKETING, LTD.,)	
)	
Opposer,)	Consolidated Proceeding
v.)	Opposition No. 91171425
)	Opposition No. 91171426
MICHAEL FOODS, INC.,)	
)	
Applicant,)	

JOINT MOTION TO SUSPEND CONSOLIDATED PROCEEDINGS

Opposer, PPC Marketing, Ltd., and Applicant, Michael Foods, Inc., jointly move the Board to suspend these consolidated proceedings for 90 days, for the following reasons:

The parties are actively engaged in negotiations for settlement of this matter. The parties request that these consolidated proceedings be suspended to allow the parties to continue their settlement efforts.

In support of their request, the parties provide to the Board the following information on the settlement discussions.

Prior to Opposer's November 24, 2008, Motion for Suspension for Settlement with Consent, the parties had agreed in principle to the terms of settlement, but had not begun drafting a written agreement reflecting those terms. The tentative agreement includes limitations on the manner in which Applicant may use its mark in print, audio, and audio-visual media.

On November 24, 2008, counsel for Applicant received approval from Applicant to send the first draft of the proposed settlement agreement to counsel for Opposer.

On November 25, 2008, counsel for Applicant sent the first draft of the proposed settlement agreement to counsel for Opposer.

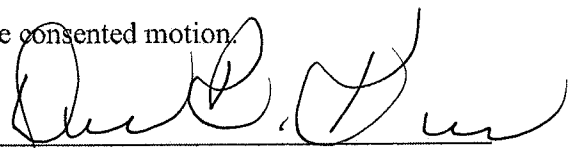
Opposer's counsel reviewed the draft agreement, made suggested changes to the agreement, and forwarded it to Opposer with her comments on January 5, 2009.

Opposer is now in the final stage of reviewing the agreement and proposed changes, and Opposer's counsel expects to be able to forward the revised agreement to Applicant's counsel within thirty days.

The parties necessarily anticipate the possibility of further minor changes to the agreement because of the nature of the limitations on use of the mark in all types of media. However, the parties anticipate being able to complete the agreement prior to the expiration of the requested suspension.

The parties respectfully ask the Board to grant the consented motion.

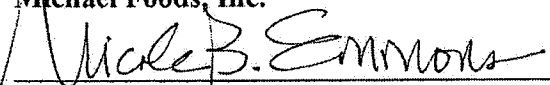
Dated: January 21, 2009



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**Attorneys for Applicant
Michael Foods, Inc.**

Dated: January 21, 2009



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**Attorneys for Opposer PPC Marketing,
Ltd.**

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the JOINT MOTION TO SUSPEND CONSOLIDATED PROCEEDINGS was served by United States mail on the attorney of record for PPC Marketing, Ltd. in this action, Nicole B. Emmons, Baker & McKenzie LLP, 2300 Trammell Crow Center, 2001 Ross Avenue, Dallas, TX 75201, by mailing it to her address of record by first class mail, postage prepaid, this _____ day of January 2009.

Melissa Dahmeh